

## Message Text

SECRET

PAGE 01 NICOSI 00739 161846Z  
ACTION SS-25

INFO OCT-01 ISO-00 SSO-00 /026 W  
-----170500Z 065135 /21

R 161803Z MAR 77  
FM AMEMBASSY NICOSIA  
TO SECSTATE WASHDC 5505

S E C R E T NICOSIA 0739

EXDIS

E.O. 11652: XGDS-2  
TAGS: PFOR, CY, US, SY  
SUBJECT: DAVIES INVESTIGATION

1. THE NICOSIA DISTRICT COURT MET ON MARCH 15 AND COMMITTED THE SIX DEFENDANTS IN THE DAVIES CASE FOR TRIAL AT THE ASSIZES COURT ON MAY 9. DELAYING TACTICS BY MANOLIS CHRISTOPHIDES AND COSTAS INDIANOS, COUNSEL FOR KTIMATIAS AND LEFTIS, WERE REJECTED.

2. THE COURT AGREED TO CONTINUE BAIL ARRANGEMENTS FOR XENOFONTOS, CHARALAMBOUS AND LEONIDA (CYPRUS POUNDS 1,000 EACH), BUT ORDERED THEM TO SURRENDER THEIR PASSPORTS. THE COUNSEL FOR THE REPUBLIC ASKED THAT LEFTIS AND SAVVA REMAIN IN CUSTODY BECAUSE:

A. THEY VMIGHT NOT APPEAR FOR TRIAL IF RELEASE NOW SINCE THE CHARGES AGAINST THEM ARE MOST SERIOUS;

B. THERE IS A LIKELIHOOD THEY MIGHT REPEAT THE SAME OR ANOTHER OFFENSE, OR TAMPER WITH THE WITNESSES IN THE CASE.

COMMENT: COUNSEL GEORGE POLYVIOU, WHO ATTENDED THE HEARING AT OUR REQUEST, ADVISED PHERSON ON MARCH 16 THE CONCERN THAT LEFTIS OR SAVVA MAY THREATEN SOME OF THE WITNESSES SHOULD NOT BE TAKEN LIGHTLY. HE NOTED THE DEFENSE COUNSEL NOW HAVE THE IDENTITIES OF ALL WITNESSES AND AN ALMOST VERBATIM COPY OF THEIR STATEMENTS.

SECRET

SECRET

PAGE 02 NICOSI 00739 161846Z

END COMMENT.

3. IN THEIR ARGUMENTS TO HAVE BAIL GRANTED LEFTIS AND SAVVA, BOTH INDIANOS AND LEFCOS CLERIDES SPECIFICALLY MENTIONED THE NATURE OF THE EVIDENCE GIVEN BY WITNESS NO. 8 (STYLIANOU/SOTIRIOU). CLERIDES MADE THE FURTHER POINT THAT IT WOULD NOT BE FAIR TO KEEP SAVVA IN CUSTODY UNTIL MAY 9,

ESPECIALLY SINCE THE ASSIZES MAY FIRST HEAR THE CASE OF LEFTERIS PAPADOPOULOS (A SENIOR EOKA-B LEADER CHARGED WITH ACTS AGAINST THE STATE), WHICH COULD DELAY THE DAVIES CASE ANOTHER MONTH. THE COURT WILL DECIDE ON MARCH 17 WHETHER LEFTIS AND SAVVA WILL BE GRANTED BAIL.

4. POLYVIOU ADVISED PHERSON ON MARCH 16 THAT HE HAD TALKED WITH LEFCOS CLERIDES EARLIER THAT MORNING. CLERIDES SAID HE HAD ALREADY BEEN PAID CYPRUS POUNDS 2,000 TO DEFEND POLICE CONSTABLE LOIZOU SAVVA, THAT HE BELIEVED THE GOC HAD A WEAK CASE AGAINST SAVVA AND HE WOULD BE HAPPY IF A SPECIAL ASSIZES COURT WERE APPOINTED TO HEAR THE CASE IMMEDIATELY. BOTH POLYVIOU AND ASST. CMDR. CYPOL DEMETRIOU ADVISED PHERSON ON MARCH 16 THAT THEY THOUGHT IT MOST UNLIKELY THAT A SPECIAL ASSIZES COURT WOULD BE CONVENED TO HEAR THE CASE. FURTHER, NEITHER BELIEVED THAT LEFTIS AND SAVVA WILL BE GRANTED BAIL.

5. WE HAVE NOW OBTAINED A COPY OF THE SUMMARY OF EVIDENCE WHICH WAS PROVIDED THE DEFENSE COUNSEL. IT IS ABOUT 50 PAGES IN LENGTH AND WRITTEN IN GREEK. PHERSON WILL MAKE AN INFORMAL ANALYSIS OF THIS DOCUMENT TO DETERMINE IF IT CONTAINS SIGNIFICANT DIFFERENCES FROM THE CYPOL COVERING REPORT.

6. I WOULD LIKE PHERSON TO RETURN TO THE DEPT AROUND THE END OF NEXT WEEK TO BRING YOU COMPLETELY UP TO DATE ON THE DAVIES TRIAL PROCEDURES AND THEIR NUANCES. HE SHOULD REMAIN ON STANDBY TO RETURN TO CYPRUS IN MAY OR WHENEVER THE TRIAL BEGINS. THE INTERIM WILL BE A FALLOW PERIOD. PLEASE MAKE THE NECESSARY ARRANGEMENTS WITH HIS SUPERVISORS.

SECRET

SECRET

PAGE 03 NICOSI 00739 161846Z

CRAWFORD

SECRET

NNN

## Message Attributes

**Automatic Decaptioning:** Z  
**Capture Date:** 01-Jan-1994 12:00:00 am  
**Channel Indicators:** n/a  
**Current Classification:** UNCLASSIFIED  
**Concepts:** ASSASSINATION, TRIALS, COURT PROCEEDINGS, COURT DECISIONS, INVESTIGATIONS, AMBASSADORS  
**Control Number:** n/a  
**Copy:** SINGLE  
**Sent Date:** 16-Mar-1977 12:00:00 am  
**Decaption Date:** 22 May 2009  
**Decaption Note:** 25 YEAR REVIEW  
**Disposition Action:** RELEASED  
**Disposition Approved on Date:**  
**Disposition Case Number:** n/a  
**Disposition Comment:** 25 YEAR REVIEW  
**Disposition Date:** 22 May 2009  
**Disposition Event:**  
**Disposition History:** n/a  
**Disposition Reason:**  
**Disposition Remarks:**  
**Document Number:** 1977NICOSI00739  
**Document Source:** CORE  
**Document Unique ID:** 00  
**Drafter:** n/a  
**Enclosure:** n/a  
**Executive Order:** X2  
**Errors:** N/A  
**Expiration:**  
**Film Number:** D770091-0397  
**Format:** TEL  
**From:** NICOSIA  
**Handling Restrictions:**  
**Image Path:**  
**ISecure:** 1  
**Legacy Key:** link1977/newtext/t19770353/aaaabtvj.tel  
**Line Count:** 98  
**Litigation Code IDs:**  
**Litigation Codes:**  
**Litigation History:**  
**Locator:** TEXT ON-LINE, ON MICROFILM  
**Message ID:** fec309b7-c288-dd11-92da-001cc4696bcc  
**Office:** ACTION SS  
**Original Classification:** SECRET  
**Original Handling Restrictions:** EXDIS  
**Original Previous Classification:** n/a  
**Original Previous Handling Restrictions:** n/a  
**Page Count:** 2  
**Previous Channel Indicators:** n/a  
**Previous Classification:** SECRET  
**Previous Handling Restrictions:** EXDIS  
**Reference:** n/a  
**Retention:** 0  
**Review Action:** RELEASED, APPROVED  
**Review Content Flags:**  
**Review Date:** 12-Jan-2005 12:00:00 am  
**Review Event:**  
**Review Exemptions:** n/a  
**Review Media Identifier:**  
**Review Release Date:** n/a  
**Review Release Event:** n/a  
**Review Transfer Date:**  
**Review Withdrawn Fields:** n/a  
**SAS ID:** 3088308  
**Secure:** OPEN  
**Status:** NATIVE  
**Subject:** DAVIES INVESTIGATION  
**TAGS:** PFOR, CY, US, SY, (DAVIES, RODGER P)  
**To:** STATE  
**Type:** TE  
**vdkgvwkey:** odb://SAS/SAS.dbo.SAS\_Docs/fec309b7-c288-dd11-92da-001cc4696bcc  
**Review Markings:**  
Margaret P. Grafeld  
Declassified/Released  
US Department of State  
EO Systematic Review  
22 May 2009  
**Markings:** Margaret P. Grafeld Declassified/Released US Department of State EO Systematic Review 22 May 2009